IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JAIPUR BENCH, JAIPUR

O R D E R

S.B. CIVIL CONTEMPT PETITION NO. 92/1999
IN
S.B. CIVIL WRIT PETITION NO. 3861/1997

BANK OF BARODA Vs. GOVIND RAM

DATE: 13.09.2007

HON'BLE MR. JUSTICE K.S. RATHORE

Mr. D.K. Dixit for
Mr. A.K. Bajpai for the petitioner/applicant.
Mr. Ganesh Meena for the contemner-respondent.

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The present contempt petition is preferred by the petitioner-Bank as the respondent Govind Ram S/o Shri Bishan Das failed to make the payment of due amount despite of the fact that in the year 1998, this Court vide order dated 27.07.98 passed in S.B. Civil Writ Petition No. 3861/1997, in pursuance of the decision in the case of Smt. Gulab Kanwar Vs. UCO Bank, Harsore, Distt. Nagaur [1995(2) RLW 709], directed the respondent bank (petitioner here in the present writ petition) to charge the interest being a agriculture loan on yearly basis and after calculating the same, shall furnish fresh statement of account and the petitioner (respondent here in the present writ petition) was directed to make the payment pursuant to

that statement of account within a period of one month and with these observations the writ petition was disposed of.

It is stated by the learned counsel appearing for the petitioner-Bank that they have calculated the interest on annual rests basis and furnished the statement of account, but pursuant to the directions of this Court the respondent failed to make the payment of outstanding amount and, therefore, this contempt petition has been preferred by the petitioner-Bank.

No doubt the respondent has not complied with the direction issued by this Court vide order dated 27.07.98 and is also not interested to take advantage of the benefit extended in his favour with regard to the direction of re-calculation of interest on the basis of annual rests. It is also informed that the petitioner moved an application for execution of the decree.

The petitioner-Bank is given liberty to pursue the execution proceedings in accordance with the provisions of law as the respondent is not willing to deposit the outstanding amount. The petitioner is further given liberty to give any relaxation which has been extended by this Court vide order dated 27.07.98.

with these observations, the contempt petition stands disposed of.

Notices issued stand discharged.

(K.S. RATHORE),J.

/KKC/